



1634  
RCE

|                                                                                                                                                                                             |                           |                                   |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------|-----------------------------------|
| <b>REQUEST<br/>FOR<br/>CONTINUED EXAMINATION (RCE)<br/>TRANSMITTAL<br/>ADDRESS TO:<br/>MAIL STOP RCE<br/>Commissioner of Patents<br/>P. O. Box 1450<br/>Alexandria, Virginia 22313-1450</b> | Application Number        | 09/904,175                        |
|                                                                                                                                                                                             | Filing Date               | 07/11/2001                        |
|                                                                                                                                                                                             | First Named Inventor      | Hau H. Doung                      |
|                                                                                                                                                                                             | Group Art Unit            | 1634                              |
|                                                                                                                                                                                             | Examiner Name             | Forman, Betty J.                  |
|                                                                                                                                                                                             | Attorney Docket/File Nos. | A-68718-3 (463037-219)<br>RMS/RMK |

|                                                                                                                                                                                                                                                                                                          |                                                                                                                                                                                                                                                                                                                |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p>This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-captioned application. Request for Continued Examination (RCE) practice under 37 C.F.R. 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application</p> | <p>I hereby certify that this document is being deposited with the U.S. Postal Service with sufficient postage as first class mail addressed to Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, Virginia 22313-1450 on <u>1/18/05</u></p> <p><i>Jessica Newlin</i><br/>JESSICA NEWLIN</p> |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

|                                                                                                                                              |                                             |                                                                                                                                                                                                                                                                                              |                                                                                                                                                   |                                                       |
|----------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------|
| 1.                                                                                                                                           | Submission required under 37 C.F.R. § 1.114 |                                                                                                                                                                                                                                                                                              |                                                                                                                                                   |                                                       |
| a.                                                                                                                                           | <input type="checkbox"/>                    | Previously submitted                                                                                                                                                                                                                                                                         |                                                                                                                                                   |                                                       |
|                                                                                                                                              | i.                                          | <input checked="" type="checkbox"/>                                                                                                                                                                                                                                                          | Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____ (Any unentered amendment(s) referred to above will be entered.) |                                                       |
|                                                                                                                                              | ii.                                         | <input type="checkbox"/>                                                                                                                                                                                                                                                                     | Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____                                                               |                                                       |
| b.                                                                                                                                           | <input checked="" type="checkbox"/>         | Enclosed                                                                                                                                                                                                                                                                                     |                                                                                                                                                   |                                                       |
|                                                                                                                                              | i.                                          | <input type="checkbox"/>                                                                                                                                                                                                                                                                     | Petition for Extension of Time                                                                                                                    |                                                       |
|                                                                                                                                              | ii.                                         | <input checked="" type="checkbox"/>                                                                                                                                                                                                                                                          | Response to Final Office Action                                                                                                                   |                                                       |
| 2.                                                                                                                                           | Miscellaneous                               |                                                                                                                                                                                                                                                                                              |                                                                                                                                                   |                                                       |
| a.                                                                                                                                           | <input checked="" type="checkbox"/>         | Return Post Card                                                                                                                                                                                                                                                                             |                                                                                                                                                   |                                                       |
| 3.                                                                                                                                           | Fees                                        | The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.                                                                                                                                                                                                |                                                                                                                                                   |                                                       |
| a.                                                                                                                                           | <input checked="" type="checkbox"/>         | The Fees are calculated as follows:                                                                                                                                                                                                                                                          | <b>TOTAL \$770.00</b>                                                                                                                             |                                                       |
|                                                                                                                                              | <input type="checkbox"/>                    | Applicant claims small entity status (37 C.F.R 1.27)                                                                                                                                                                                                                                         |                                                                                                                                                   |                                                       |
|                                                                                                                                              | i.                                          | <input checked="" type="checkbox"/>                                                                                                                                                                                                                                                          | \$ <b>770.00</b>                                                                                                                                  |                                                       |
|                                                                                                                                              | ii.                                         | <input type="checkbox"/>                                                                                                                                                                                                                                                                     | EXTENSION FEES                                                                                                                                    |                                                       |
| b.                                                                                                                                           | <input checked="" type="checkbox"/>         | Check in the amount of <b>\$770.00</b> is enclosed. The Commissioner is hereby authorized to charge any variance, including extension fees, between the amount enclosed and the Patent Office charges to <b>Deposit Account No. 50-2319 (Our Order No. A-68718-3 (463037-219) RMS/RMK)</b> . |                                                                                                                                                   |                                                       |
| <b>DORSEY &amp; WHITNEY LLP</b> , 4 Embarcadero Center, Suite 3400, San Francisco, CA 94111<br>Telephone: 415 781 1989      Fax 415 398 3249 |                                             |                                                                                                                                                                                                                                                                                              |                                                                                                                                                   |                                                       |
| Typed or Printed Name                                                                                                                        |                                             | Renee M. Kossak for<br>Robin M. Silva<br>Filed Under 37 C.F.R. § 1.34(a)                                                                                                                                                                                                                     |                                                                                                                                                   | Registration No. <b>47,717 (RMK)<br/>38,304 (RMS)</b> |
| Signature                                                                                                                                    |                                             | <i>Renee M. Kossak</i>                                                                                                                                                                                                                                                                       |                                                                                                                                                   | Date <b>1/18/05</b>                                   |
|                                                                                                                                              |                                             |                                                                                                                                                                                                                                                                                              |                                                                                                                                                   | Customer No. 32940                                    |

01/26/2005 HAL111 00000010 502319 09904175

01 FC:1801 20.00 DA 770.00 OP



PATENT  
Attorney Docket No. A-687183/RMS/RMK

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

|                                                                                                                                                                               |                                                                                                                                                                                                                                                                                                                                                                                                                           |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| In re application of:<br><br>DUONG, et al.<br><br>Serial No.: 09/904,175<br><br>Filing Date: 11 JULY 2001<br><br>For: <b>DEVICES AND METHODS FOR<br/>BIOCHIP MULTIPLEXING</b> | Examiner: FORMAN, BETTY J<br><br>Group Art Unit: 1634<br><br><u>CERTIFICATE OF MAILING</u><br><br>I hereby certify that this correspondence and its listed enclosures is being deposited with the United States Postal Service as First Class Mail addressed to Mail Stop AF Commissioner for Patents; P.O. Box 1450; Alexandria, VA 22313-1450 on <u>1/18/05</u> .<br><br>Signed <u>Jessica Newlin</u><br>Jessica Newlin |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

**AMENDMENT**

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This paper is being submitted in response to the Advisory Action mailed December 8, 2004 and the Final Office Communication mailed August 19, 2004. A Notice of Appeal was filed on November 19, 2004 and received on November 22, 2004; thus, this response is timely filed on or before January 22, 2005, with a RCE Transmittal, copy of return post card with OIPE date stamp as Exhibit 1 and the necessary fees. While Applicants believe that no further fees are due at this time, the Commissioner is authorized to charge any fees that may be due as a result of filing this amendment, including additional claims fees not already paid for, or other fees that have not been separately paid, to Deposit Account 50-2319 (Order No. 463037-219 [A-687183/RMS/RMK]).

**Amendments to the Claims** are reflected in the listing of claims that begins on page 2.

**Remarks/Arguments** begin on page 6.